



DEPL REF
RM-307
JT/11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: MARNAY, et al

Patent

Serial No.: 10/018,402

Examiner:

Filed: December 19, 2001

Art Unit:

For: INTERVERTEBRAL IMPLANT

Docket No.: P06794US00/MP

REQUEST FOR REFUND (SMALL ENTITY)

Honorable Commissioner for Patents

Washington, D.C.

SIR:

A full fee was paid in the application within the preceding three months as follows:

Amount of Fee: \$1,116.00;

Date Fee Paid: March 26, 2002;

Purpose of Fee: (34) claims in excess of 20 and (6) independent claims in excess of three;

and

Amount of Fee: \$240.00;

Date Fee Paid: June 12, 2002;

Purpose of Fee: surcharge - Late filing declaration and one month extension of time.

Applicant was and is entitled to small entity status. Therefore, pursuant to 37 CFR 1.28(a), it is requested that a 50% refund of the foregoing fees (i.e., \$678) be credited to Deposit Account No. 12-0555. It is further requested that counsel be advised of the credit and a copy of this request is enclosed for this purpose.

Respectfully submitted,

Date: June 26, 2002


By: Marvin Petry
Reg. No.: 22752

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